68

HIGH COURT OF CHHATTISGARH AT BILASPUR

DIVISION BENCH

CORAM : HON'BLE MR. S.R.NAYAK, C.J. AND
HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION NO.1547 OF 2001

Petitioners :

1. M/s Swastik Wires a partnership firm duly registered under the relevant provisions of the Partnership Act, 1932 having its principal place of business at Bhanpuri Industrial Area, Raipur C.G.

2. A.L.Agrawal son of Shri B.L.Agrawal, Adult, partner M/s Swastik Wires, resident of Near Kankali Talab, Raipur C.G.

versus

Respondents :

1. The State of Chhattisgarh through the Collector, Raipur

2. The Inspector General of Registration and Superintendent of Stamps, Govt. of Chhattisgarh, presently working at Gwalior

3. The District Registrar and Collector of Stamps, Raipur

4. Bank of Baroda, a body corporate having common seal and perpetual succession having inter alia amongst other branches a branch at K.K.Road, Raipur C.G.

WRIT PETITION NO.1990 OF 2003

Petitioner :

M/s Kripal Springs (India) Ltd., a company duly incorporated under the relevant provision provisions of the Companies Act, 1956 having its principles place of business at Main

Road, Bargarh

versus

Respondents : 1. State of Chhattisgarh through the Collector, Raipur

2. The Inspector General of Registration and Superintendent of Stamps, Govt. of Chhattisgarh, presently working at Gwalior

3. The District Registrar and Collector of Stamps, Raipur

4. Andhra Bank, a body corporate having common seal and perpetual succession having inter alia amongst other branches at Govt. Hospital Road, Bargarh

---

Present : Mr. B.P.Sharma, counsel for the petitioners in both the petitions.
Mr. Utkarsh Verma, Deputy Government Advocate for respondents No.1 to 3 in both the petitions.
Mr. Yashwant Tiwari with Mr. Amiyakant Tiwari, counsel for respondent No.4 in Writ Petition No.1547 of 2001.
None appears for respondent No.4 in Writ Petition No.1990 of 2003.

ORAL ORDER
(Passed on 19th of September, 2006)

The following order of the Court was passed by

S.R.Nayak, C.J. :

Learned counsel appearing for all the parties would submit that the point that arises for decision in these petitions is squarely covered by the judgment of a Division Bench of this Court dated 11-3-2005 passed in Writ Petition No.1450 of 1996 (*M/s Ramesh Rolling Mills Private Limited and others vs. The State of Madhya Pradesh and others*).

2. In view of the above joint submission, these writ petitions are disposed of in terms of the above judgment and for the same reasons set out by this Court in that judgment. No costs.

Sd/-
Chief Justice

Sd/-
Satish K. Agnihotri
Judge

Gopal